

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF NEW YORK

---

In Re:

Joseph A. DiMino, Jr.

Debtor.

Bk No. 23-30672-5-WAK

Chapter 13

---

**NOTICE OF MOTION TO LIFT AUTOMATIC STAY**

PLEASE TAKE NOTICE that M&T Bank ("M&T"), a secured creditor, will move this Court on the 1st day of February, 2024 at 10:00 a.m., or as soon thereafter as counsel can be heard, before the Hon. Wendy A. Kinsella, Chief United States Bankruptcy Judge, at the United States Bankruptcy Court, Northern District of New York, the James M. Hanley U.S. Courthouse and Federal Building, 100 South Clinton Street, Syracuse, New York 13261 for an Order granting relief from the automatic stay under 11 U.S.C. Section 362(d) on the grounds set forth in the attached Motion and for such other and further relief as the Court may deem proper.

Appearances can be in-person or telephonically. The hearing will be held at the above-referenced address. To appear telephonically, please call 888-398-2342 and use access code 3187406#.

**IF YOU INTEND TO OPPOSE THIS MOTION, WRITTEN OPPOSITION MUST BE FILED WITH THE CLERK OF THE COURT AND SERVED ON MOVANT'S COUNSEL AT LEAST SEVEN (7) DAYS PRIOR TO THE RETURN DATE. IF YOU DO NOT FILE AND SERVE WRITTEN OPPOSITION, NO HEARING WILL BE HELD ON THE RETURN DATE AND THE COURT MAY GRANT THE MOTION AS UNOPPOSED.**

DATED: Buffalo, New York  
January 11, 2024

M&T BANK

By: /s/ Tyler J. O'Neill  
Tyler J. O'Neill  
*In-house counsel for M&T Bank*  
One M&T Plaza, 8<sup>th</sup> Floor  
Buffalo, New York 14203  
Tel. (716) 374-4901  
Email: [toneill3@mtb.com](mailto:toneill3@mtb.com)